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13 UNITED STATES DISTRICT COURT
14 NORTHERN DISTRICT OF CALIFORNIA
15 SAN FRANCISCO DIVISION

16 SONOS, INC.,

17 Plaintiff,

18 vs.

19 GOOGLE LLC,

20 Defendant.
21

Case No. 3:20-cv-06754-WHA
Consolidated with Case No. 3:21-cv-07559

**DECLARATION OF MARC KAPLAN IN
SUPPORT OF GOOGLE LLC'S
RESPONSE TO THE COURT'S INQUIRY
ON THE APPENDICES IN THE SONOS
2006 PROVISIONAL AND ADDITIONAL
QUESTIONS FOR REQUESTED
BRIEFING (DKT. 719)**

1 I, Marc Kaplan, declare and state as follows:

2 1. I am an attorney licensed to practice in the State of Illinois and have been admitted *pro*
3 *hac vice* in this matter. I am a partner at Quinn Emanuel Urquhart & Sullivan LLC representing
4 Google LLC (“Google”) in this matter. I make this declaration in support of Google’s Response to the
5 Court’s Inquiry on the Appendices in the Sonos 2006 Provisional and Additional Questions for
6 Requested Briefing (Dkt. 719). If called as a witness, I could and would testify competently to the
7 information contained herein.

8 2. Attached as Exhibit 1 is a true and correct copy of an excerpt of the May 12, 2023 trial
9 transcript in this action.

10 3. Attached as Exhibit 2 is a true and correct copy of Office Action Responses for the
11 ’885 and ’966 patents dated August 23, 2019.

12 4. Attached as Exhibit 3 is a true and correct copy of TX0062 and TX0063.

13 5. Attached as Exhibit 4 is a true and correct copy of TX6544.

14 6. Attached as Exhibit 5 is a true and correct copy of TX6545.

15 7. Attached as Exhibit 6 is a true and correct copy of an excerpt of the May 11, 2023 trial
16 transcript in this action.

17 8. Attached as Exhibit 7 is a true and correct copy of an excerpt of the May 10, 2023 trial
18 transcript in this action.

19 I declare under penalty of perjury that to the best of my knowledge the foregoing is true and
20 correct. Executed on May 14, 2023, in San Francisco, California.

21
22 DATED: May 14, 2023

23 By: /s/ Marc Kaplan

24 Marc Kaplan

ATTESTATION

I, Sean Pak, am the ECF user whose ID and password are being used to file the above Declaration. In compliance with Civil L.R. 5-1(h)(3), I hereby attest that Marc Kaplan has concurred in the aforementioned filing.

/s/ Sean Pak

Sean Pak